

IC 3-7-26

Chapter 26. Statewide Voter Registration File

IC 3-7-26-1 Repealed

(Repealed by P.L.199-2001, SEC.29.)

IC 3-7-26-2

Statewide voter registration file; standards

Sec. 2. (a) The election division shall develop and maintain a statewide voter registration file.

(b) The statewide voter registration file must comply with the standards and requirements described in 42 U.S.C. 15483.

As added by P.L.12-1995, SEC.36. Amended by P.L.2-1996, SEC.48; P.L.199-2001, SEC.4; P.L.209-2003, SEC.31; P.L.97-2004, SEC.1; P.L.14-2004, SEC.27.

IC 3-7-26-3

Duties of county voter registration offices

Sec. 3. (a) Each county voter registration office shall provide the voter registration information required under section 7 of this chapter to the election division.

(b) The voter registration office shall update the voter registration information as provided in this chapter and in IC 3-7-38.1.

(c) The election division shall format the statewide voter registration file required under section 2(b) of this chapter so that only the county voter registration office of a particular county is able to change data in the file for that particular county's voters.

As added by P.L.12-1995, SEC.36. Amended by P.L.2-1996, SEC.49; P.L.4-1996, SEC.15; P.L.3-1997, SEC.72; P.L.199-2001, SEC.5; P.L.209-2003, SEC.32.

IC 3-7-26-4

Information submitted; election year

Sec. 4. Each year the circuit court clerk or board of registration shall submit the information before noon February 15, current as of February 1.

As added by P.L.12-1995, SEC.36. Amended by P.L.4-1996, SEC.16.

IC 3-7-26-5

Repealed

(Repealed by P.L.4-1996, SEC.108.)

IC 3-7-26-6

Repealed

(Repealed by P.L.4-1996, SEC.108.)

IC 3-7-26-7

Voter information provided

Sec. 7. The circuit court clerk or board of registration shall

provide the following information in a format prescribed by the commission for each voter who is registered in the county:

- (1) Name.
- (2) Address, in the form of:
 - (A) a physical address, in a city or town where a street address is insufficient to provide United States Postal Service delivery; and
 - (B) a mailing address, as recognized by the local United States Postal Service office, including city or town, state, and zip code;in separate data fields, according to commission formatting standards.
- (3) Date of birth.
- (4) Township.
- (5) Ward, if applicable.
- (6) Precinct.
- (7) State senate district and house of representatives district.
- (8) Congressional district.
- (9) Gender.
- (10) Telephone number, if available.
- (11) Voting history for the previous ten (10) year period if available.
- (12) A unique field established for each registered voter, so that future submissions may be linked and cross-referenced with previous data submitted by the county.
- (13) Date of registration.
- (14) Voter identification number.

As added by P.L.12-1995, SEC.36. Amended by P.L.2-1996, SEC.50; P.L.199-2001, SEC.6.

IC 3-7-26-8

Format for required information

Sec. 8. (a) Until a county has the capability to transmit the information over the Internet as required under subsection (b), the information required by section 7 of this chapter shall be provided on magnetic media or other machine readable form to the election division.

(b) After a county has the capability to transmit information in accordance with subsection (a), a county voter registration office shall transmit the information required by section 7 of this chapter to the election division over the Internet, in a manner and using a method prescribed by the election division, through a secure connection.

(c) The commission shall prescribe a format to ensure the standardization and readability of the data provided under subsection (a) or (b).

As added by P.L.12-1995, SEC.36. Amended by P.L.2-1996, SEC.51; P.L.3-1997, SEC.73; P.L.199-2001, SEC.7; P.L.209-2003, SEC.33; P.L.97-2004, SEC.2; P.L.14-2004, SEC.28.

IC 3-7-26-9

Duplication; Internet access

Sec. 9. (a) Except as provided in subsection (b) and section 11 of this chapter, the commission shall act under IC 5-14-3-3(g) to adopt a nondiscriminatory uniform policy regarding the duplication of a complete and undivided compilation of the information all counties have provided to the statewide voter file. The commission and the election division may not provide any division of the compilation.

(b) The commission is not required to provide direct public access to the statewide voter registration file over the Internet.

As added by P.L.12-1995, SEC.36. Amended by P.L.2-1996, SEC.52; P.L.3-1997, SEC.74; P.L.199-2001, SEC.8.

IC 3-7-26-10

Compilation of information; entities affected

Sec. 10. (a) Upon request, and not later than five (5) days after the request is made, the election division shall provide a complete compilation of the information provided under section 7 of this chapter, including format information and any other information required to decode this data, to the following entities:

- (1) State central committees of major political parties.
- (2) State organizations of bona fide political parties that are not major political parties if the political party has at least two (2) candidates on the ballot in the next election.
- (3) Committees of an independent candidate for federal or state office if the candidate is on the ballot in the next election.
- (4) Members of the media for publication as permitted under section 13 of this chapter.
- (5) Each of the following:
 - (A) The speaker of the Indiana house of representatives.
 - (B) The minority leader of the Indiana house of representatives.
 - (C) The president pro tempore of the Indiana senate.
 - (D) The minority leader of the Indiana senate.

(b) All entities that have filed a written request under this section with the commission before completion of the compilation shall be notified at the same time that the compilation is completed and available.

As added by P.L.12-1995, SEC.36. Amended by P.L.2-1996, SEC.53; P.L.4-1996, SEC.17; P.L.3-1997, SEC.75.

IC 3-7-26-11

Information provided upon agreement

Sec. 11. (a) This section applies to all persons not described by section 10(a) of this chapter.

(b) Upon request the election division, or an entity acting under an agreement with the election division to perform this service, shall provide the information obtained under section 7 of this chapter, other than the information obtained under section 7(3), 7(9), 7(10), 7(11), 7(12), or 7(13) of this chapter, to a person who signs an

agreement containing the terms set forth in section 12 of this chapter.

(c) The commission or the election division may not provide the information obtained under section 7(3), 7(9), 7(10), 7(11), 7(12), or 7(13) of this chapter to a person subject to this section.

As added by P.L.12-1995, SEC.36. Amended by P.L.8-1995, SEC.34; P.L.4-1996, SEC.18; P.L.3-1997, SEC.76.

IC 3-7-26-12

Compilation agreement; provisions

Sec. 12. (a) A person who requests a compilation of the information contained in the statewide voter file from the election division under section 10 or 11 of this chapter must execute an agreement with the election division on a form prescribed by the commission.

(b) The form must state that the person receiving information under this chapter may not:

(1) use the compilation obtained from the commission to solicit merchandise, goods, services, or subscriptions; or

(2) sell, loan, give away, or otherwise deliver the information obtained by the request to any other person (as defined in IC 5-14-3-2);

for a purpose other than political activities or political fundraising activities.

As added by P.L.12-1995, SEC.36. Amended by P.L.2-1996, SEC.54; P.L.3-1997, SEC.77.

IC 3-7-26-13

Publication in newspaper or news broadcast

Sec. 13. Publication of information obtained under section 10 or 11 of this chapter in a news broadcast or newspaper is not prohibited.

As added by P.L.12-1995, SEC.36.

IC 3-7-26-14

Fee for compilation

Sec. 14. Notwithstanding IC 5-14-3-8, the election division shall charge each recipient a reasonable fee not to exceed two hundred dollars (\$200) per county included in the statewide voter file to recover the cost of obtaining and providing the compilation described in section 12 of this chapter.

As added by P.L.12-1995, SEC.36. Amended by P.L.2-1996, SEC.55; P.L.3-1997, SEC.78.

IC 3-7-26-15

Repealed

(Repealed by P.L.3-1997, SEC.475.)

IC 3-7-26-16

Certain procedures not affected

Sec. 16. This chapter does not do the following:

(1) Limit the ability of a circuit court clerk or board of

registration to disclose the information in section 7 of this chapter to persons other than the commission.

(2) Change the procedure for disclosing the information in section 7 of this chapter to persons other than the commission and the election division.

As added by P.L.12-1995, SEC.36. Amended by P.L.2-1996, SEC.57; P.L.3-1997, SEC.79.

IC 3-7-26-17

Failure to comply

Sec. 17. If a circuit court clerk, member of a board of registration, or county official responsible for maintaining computerized voter registration fails to comply with this chapter or with IC 3-7-38.1, the county shall pay the election division's costs, as determined by the commission, in obtaining the necessary information in the format required by the commission.

As added by P.L.12-1995, SEC.36. Amended by P.L.4-1996, SEC.19; P.L.3-1997, SEC.80.

IC 3-7-26-18

Repealed

(Repealed by P.L.199-2001, SEC.29.)

IC 3-7-26-19

Annual appropriation of money

Sec. 19. There is annually appropriated to the election division from the state general fund an amount sufficient for the election division to use to carry out the purposes of this chapter.

As added by P.L.12-1995, SEC.36. Amended by P.L.2-1996, SEC.58; P.L.3-1997, SEC.81.

IC 3-7-26-20

Repealed

(Repealed by P.L.209-2003, SEC.203.)

IC 3-7-26-21

Expiration of chapter

Sec. 21. This chapter expires January 1, 2006.

As added by P.L.209-2003, SEC.34.